

EXHIBIT X

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1 **Call Date:** 2018-10-24

2 **Call Duration:** 11:17

3 **Call Begin [] Call End []**

4 **Call Participants:**

5 Elizabeth Keating (sp?)

6 Bill McGlashan

7 Justin O'Connell (sp?)

8 Eric Rosen

9 Kaitlin Sedroni (sp?)

10 Rick Singer (Finn (sp?))

11 Lara Smith (sp?)

12 M1

13 **File Name:** 10_24_2018 10 28 39

14 **Bates No.:**

15

16 [00:00]

17 SEDRONI: This is Special Agent Kaitlin Sedroni (sp?), here

18 with Special Agents Lara Smith and Elizabeth Keating, as

19 well as AUSA's Eric Rosen and Justin O'Connell (sp?)

20 and...

21 SINGER: Finn.

22 SEDRONI: It is appro-- it is Wednesday, October 24th, 2018, at

23 approximately 10:28 a.m. Finn will be making a

24 consensual recording with Bill McGlashan at the United

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1 States Attorney's Office in Boston, Massachusetts. I

2 will now be handing over the recording device.

3 (pause)

4 (phone ringing) [01:00]

5 M1: Rick, you there?

6 SINGER: I'm here. How are ya, Bill?

7 M1: Oh, hey, sorry about that. My, my bad cell coverage

8 there for a minute.

9 SINGER: No problem.

10 M1: I'm good.

11 SINGER: No problem.

12 M1: So what's goin' on?

13 SINGER: So --

14 M1: I've been feelin' bad for ya.

15 SINGER: Well, I wanted to apologize yes-- for, you know,

16 screwin' up our meeting, so I apologize. I essentially

17 flew up to Sacramento yesterday, and I'm super happy I

18 did, 'cause I got a chance to meet with my old attorney,

19 Don Heller --

20 M1: Uh-huh.

21 SINGER: -- a-and he talked me off the ledge, because, as you

22 know -- as you could tell by my call the other day, I was

23 on the ledge.

24 M1: Yeah.

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1 SINGER: Um, he told me that I was overreacting a little bit
2 because, um... So I just wanted to make sure that we
3 talked, and, uh, you kinda knew what was goin' on. And
4 since I respect your opinion, I just wanted to get an --
5 your opinion of kinda what's happened --

6 M1: Mm-hmm.

7 SINGER: -- so that, um -- because you have more experience
8 just in the world than I do. So here --

9 M1: Mm-hmm.

10 SINGER: -- so here's kinda what happened: [02:00] uh, Mark
11 Ridell (sp?), who is the -- my expert test-taker, who
12 took the test for [REDACTED] --

13 M1: Mm-hmm.

14 SINGER: -- at Igor School, West Hollywood College Prep, um,
15 he called me to meet at Barney's Beanery, you know, in
16 West Hollywood. Have you ever been there?

17 M1: Never.

18 SINGER: OK. Well, it's a really cool place in West
19 Hollywood. But he calls me, and he kinda comes out to LA
20 every once in a while, and he just had his, his first
21 child, so his in-laws live in LA, so he said, "Let's meet
22 at Barney's Beanery." So anyway, so Mark starts talkin'
23 to me and tells me a story that he, he got interviewed by
24 the -- an IRS agent in Florida, because he lives in

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1 Bradenton, about the payments that he received from my
2 foundation. And, as you know, when families pay for
3 either, either takin' the test or goin' through the side
4 door, all the money goes through my foundation, and then
5 I pay it out to whoever needs to get paid, like I did
6 for, you know, [REDACTED] -- [REDACTED] [03:00] test when he
7 took the test at West Hollywood College Prep. So I paid
8 half of it to Mark and half of it to West Hollywood
9 College Prep through my foundation, so that the family
10 essentially has no connection back to what has happened.
11 So I asked Mark what he did with the agent, and what they
12 talked about, and he told me that he hasn't been
13 declaring his payments from my foundation as income for
14 his taxes. So apparently he's been declaring all this
15 income as a gift, which was stupid. But the agent said,
16 uh, "I'm really not so focused on Mark and your payments;
17 what I'm focused on is this foundation." And he kept
18 askin' him questions about the foundation's mission, what
19 they do, um, how they help underserved kids, so on and so
20 forth. So, you know, since Mark does tutoring for us
21 [04:00] he told the agent that, you know, he works with
22 kids for us, i-- underserved kids in the Bradenton area.

23 M1: Mm-hmm.

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1 SINGER: So when he gets done speakin', I kinda freak out,
2 right? Because now I'm thinkin', oh, shit, I'm in a --
3 I'm in a lot of trouble here, and the IRS has me wired.
4 Um, they probably have me -- you know, bugged my house,
5 the whole thing, because he's talkin' all about my
6 foundation, and, you know, he really wants to dive into
7 this. So when I met with Don, he told me, "Rick, hold
8 on. Just relax. Um, for them to get a wiretap on you,
9 it takes a, a bunch of months to happen, and you just
10 need to relax." So --

11 M1: Mm-hmm.

12 SINGER: -- you know, overnight I'm a lot less worried than I
13 was a couple days ago (laughs) when we talked, but I just
14 -- you know, I'm gonna use this phone, which is my son's
15 phone, um, and I did it --

16 M1: Mm-hmm.

17 SINGER: -- for us to talk so that there are, you know, no
18 issues, just in case.

19 M1: Yep, yep.

20 SINGER: And [05:00] it's, it's real-- to be frank with you,
21 um, Bill, it's really embarrassing, so I hope you'll just
22 keep this between you and I.

23 M1: Of course. Well, I think -- I mean, the good news is --
24 I mean, from, from my personal perspective, is, is, uh,

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1 you know, we, we s-- sorta haven't done anything yet,
2 which I'd prefer not to do in the context -- just t-till
3 it's all cleared up exactly, you know, what the dynamic
4 is of the foundation. I'd rather just sorta lay low.

5 SINGER: OK. So, so --

6 M1: I mean, I -- it, it, it seem-- it seems like a better
7 idea, because, I mean, until you're confident that...
8 Uh, m-my, my concern, obviously, is I'm trying to help my
9 son, but I don't want to create a dynamic for him that's,
10 that's impossible --

11 SINGER: Right.

12 M1: -- to manage.

13 SINGER: Right.

14 M1: Yep.

15 SINGER: Right, and, and, you know, we have the applications
16 ready. I mean, I know --

17 M1: Well, I want -- I want you to keep doing what you do
18 brilliantly, which is coaching my kids and helping them,
19 um -- helping them the way you are. I -- I'm, [06:00]
20 I'm grateful for what you do, and you're, you're, you're
21 unique at it. The fact is that side door is a lovely
22 additional de-stresser, but if it doesn't -- if it isn't
23 possible, it isn't possible.

24 SINGER: OK, gotcha. Well --

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1 M1: You know?

2 SINGER: -- so I, I will keep you in play, um, and I know --

3 M1: Yeah.

4 SINGER: -- you got -- you got Jimmy Iovine (sp?), you got
5 all those guys helpin' you, and that's cool --

6 M1: Yeah.

7 SINGER: -- and that's cool. We just, as you --

8 M1: Well, (inaudible), the, the iro-- the irony -- (laughs)
9 the irony of the whole way the system works, as I've
10 become sort of conscious of it -- I had this call with,
11 with, uh, the -- our -- Marc, uh, Benioff knows [REDACTED] is
12 interested in SC, and so he, he just gave 20 million
13 bucks to the school and is on the board, and he called
14 down to this, this guy, who's one of the development
15 folks, that, and just said, "Look, I want you to know who
16 Bill is," and da-da-da. The irony of the whole thing is
17 that i-it is... (laughs) The way these schools work,
18 particularly commercial schools like SC, you -- uh, my
19 [07:00] impression -- uh, this may be wrong; you would
20 know -- is it, it is so, um, commercial. I mean, you
21 know, it, it, it's very clear to me that if they sense
22 that I'm gonna write a check, they're gonna do what they
23 can do to get me in --

24 SINGER: And --

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1 M1: -- at that school.

2 SINGER: And you're -- and --

3 M1: My son in.

4 SINGER: And you're right, and that's where -- that's, that's

5 --

6 M1: It's just -- it's just --

7 SINGER: -- why USC's become the power.

8 M1: -- it's... It's just (inaudible)... Well, and by the

9 way, you flip it around, you say if you've got 5,000

10 kids, effectively, in an undergraduate class, you could

11 have 4,000 of them be 4.0, perfect, you know, test

12 scores, and still let a thousand in that are -- that are,

13 you know, people that are well-connected, that are gonna

14 help you grow your school, and you've got an amazing

15 program --

16 SINGER: And --

17 M1: -- you know?

18 SINGER: And, and that's essentially what USC's done, right?

19 M1: Yeah, it's brilliant.

20 SINGER: Right? You got -- you know, Benioff's given his

21 money, and, uh, you know, everybody else is, is gi-- is

22 doin' their thing. They're tryin' to hire the president.

23 Everybody who's --

24 M1: Yeah.

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1 SINGER: -- on the board is anteing up to get the right
2 president in. It's, you know, it's crazy.

3 M1: [08:00] Mm-hmm.

4 SINGER: It's crazy. So l-- so just so you know, I don't
5 know if you saw [REDACTED] [REDACTED] --

6 M1: Yeah.

7 SINGER: -- and --

8 M1: Uh, well, he was totally excited that there was a green
9 checkbox next to his Chapman electronic submission.

10 (laughs)

11 SINGER: Uh, uh, absolutely. So he's done a fabulous --

12 M1: But (inaudible), I, I have to say, between you doing what
13 you're doin' for him and [REDACTED]h, with her, you know,
14 c-- tutoring that he's been getting, you know, and just
15 his writing, all that, i-it's, it's been -- it's, it's
16 not been a... I mean, my memories as a kid is this was
17 totally torturous. It's felt OK with [REDACTED]. I mean, he
18 needs some help on, um -- and he's gonna need your help
19 on getting his pitch in to the Iovine and Young Academy -
20 -

21 SINGER: Yeah.

22 M1: -- just 'cause he doesn't man-- as you know, he's -- has
23 a hard time sort of managing his time, but he's growin'
24 up. I mean, he's, he's doin' a lot better than he was.

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1 SINGER: No, he's, he's been amazing, and he's been on top of
2 stuff. Like, he hounds me, which is so different,
3 because I was [09:00] hounding him.

4 M1: Don't you love that? That's great.

5 SINGER: Yeah.

6 M1: Very good sign.

7 SINGER: No, that's good, and, and --

8 M1: Yeah.

9 SINGER: -- and I'll jump on [REDACTED] here soon.

10 M1: Perfect.

11 SINGER: Um, I just want to get all the applications done,
12 but I --

13 M1: By the way, I got -- I got, uh, [REDACTED], um... We-- w-
14 weirdly, he did his first, uh -- you know, his PSAT, and
15 then he, at time and a half, ran out of time, and was
16 quite frustrated that he couldn't finish. And I called
17 the, the assessment -- you know, the neuros--
18 neurospecialist --

19 SINGER: Yeah.

20 M1: -- who had done the assessment for both [REDACTED] and [REDACTED],
21 and she said, "Why doesn't he have double time? I called
22 for double time." And his, his friggin' school -- his --
23 like, she -- the woman who runs that, Rebecca, who's a
24 lovely woman, but she sort of feels it's her job to

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1 prevent kids from getting, you know, uh, concessions, um,
2 as opposed to being their advocate. So it -- it's right
3 there in his report, so we've gone back to her this week
4 and said, "You've gotta give him the double time, and you
5 gotta go back to ACT and SAT and pitch him for the double
6 time."

7 SINGER: Absolutely.

8 M1: Um, [10:00] so we're on that with [REDACTED], as well --

9 SINGER: OK.

10 M1: -- to help him as he gets into his test cycle.

11 SINGER: OK. Well, that's great. So, thanks --

12 M1: Yeah.

13 SINGER: -- thanks for takin' the call, and --

14 M1: By the way, uh, so you know, the, the, uh, the, the...

15 You know, in my experience with a guy like that who isn't
16 paying his taxes, the issue the IRS always has is taxes.
17 They, they -- the IRS doesn't care about anything other
18 than you're paying your taxes. And, you know, they tend
19 to be aggressive about making sure that organizations are
20 doin' what they're supposed to do from a tax perspective,
21 but they're -- that's all they care about at the end of
22 the day.

23 SINGER: Gotcha. Gotcha. Well, I appre--

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1 M1: And they really -- they really -- that-that's, that's the
2 whole kit and kaboodle is tax.

3 SINGER: Well, I appreciate that, and thanks for keepin' this
4 between us. It's just a little --

5 M1: Of course.

6 SINGER: -- embarrassing, so thanks.

7 M1: No, it shouldn't be embarrassing. It is what it is.

8 SINGER: OK. Thanks, Bill.

9 M1: All right, buddy. (overlapping dialogue; inaudible).

10 SINGER: Take care. OK, bye-bye.

11 M1: Yeah.

12 SINGER: Uh...

13 (phone beeps)

14 SEDRONI: This is Special Agent Kaitlin Sedroni, here with
15 Special Agents Lara Smith and Elizabeth Keating, as well
16 as AUSA's [11:00] Eric Rosen and Justin O'Connell, and...

17 SINGER: Finn.

18 SEDRONI: It is Wednesday, October 24th, 2018, at approximately
19 10:39 a.m. Uh, this will now end the recording. Good.

20 [11:17]

21

22
END OF AUDIO FILE